

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

FRANCISCO SOTOMAYOR and JOSE GAGO, on
behalf of themselves and all others similarly situated,

Plaintiffs,

-against-

RXO LAST MILE INC.,

Defendant.

Case No.: 23-cv-2009-NGG-VMS

STIPULATION OF DISMISSAL WITH PREJUDICE

The parties in the above-captioned action, having resolved the arbitrations of Plaintiffs' claims, through their undersigned counsel, stipulate and agree as follows:

1. No party to this action is an infant or incompetent for whom a committee has been appointed;
2. There is no person not a party to this action who has any interest in the subject matter of this action; and
3. In accordance with Rule 41 of the Federal Rules of Civil Procedure, the parties respectfully request that this action be dismissed with prejudice, without costs or attorneys' fees.

Dated: November 22, 2024

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Dated: November _____, 2024

SO ORDERED

Hon. Nicholas G. Garaufis, U.S.D.J.

cc via ECF: Attorneys for all Parties

So Ordered.

/s/ Nicholas G. Garaufis
Hon. Nicholas G. Garaufis
Date: 11/25/2024